

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ROBERT ALEXANDER ALBANO)
aka ALEX ALBANO,)
Plaintiff and Counterclaim Defendant,)
v.)
UNITED STATES OF AMERICA,)
Defendant and Counterclaim Plaintiff,) Case No. 8:06CV229
v.)
WILLIAM A. ALBANO and)
WILLIAM A. ALBANO as)
Personal Representative of the Estate of)
MARY JO ALBANO, deceased,)
Additional Counterclaim Defendants.)

AGREED JUDGMENT OF DISMISSAL WITH PREJUDICE

Upon the joint motion of William A. Albano, personally, and as personal representative of the Estate of Mary Jo Albano, deceased, and the United States, (collectively “the parties”) the Court finds that the parties’ counterclaims against each other should be dismissed with prejudice.

IT IS ORDERED THAT

1. The United States’ counterclaims against William A. Albano, personally, and against William A. Albano as personal representative of the Estate of Mary Jo Albano, deceased, are dismissed with prejudice.

2. The claims stated against the United States by William A. Albano, personally, and by William A. Albano as personal representative of the Estate of Mary Jo Albano, deceased are dismissed with prejudice.
3. The parties will bear their own costs.

DATED this 16th day of March, 2009.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Judge

Agreed to and submitted by:

For the United States of America:

s/ Robert E. Fay _____
ROBERT E. FAY
VA Bar #74871
Trial Attorney, Tax Division
United States Department of Justice
Post Office Box 7238, Ben Franklin Station
Washington, DC 20044-7238
Telephone: (202) 307-9209
Facsimile: (202) 514-6770
E-mail: Robert.E.Fay@usdoj.gov

Attorney for Counterclaim Plaintiff/
Counterclaimant

For William A. Albano, in all capacities:

s/ Michael D. Kozlik _____
MICHAEL D. KOZLIK
Harris Kuhn Law Firm, LLC
1005 South 107th Avenue, Suite 100
Omaha, NE 68114
Telephone: (402) 397-1200
Facsimile: (402) 397-1201
Email: mkozlik@harriskuhn.com

Attorney for Counterclaim Plaintiff/
Counterclaimants